

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ISAAC T. EDWARDS,	:	CIVIL ACTION
Plaintiff	:	
	:	
v.	:	NO. 09-4638
	:	
RAYMOND J. SOBINA, et al,	:	
Defendants	:	

ORDER

STENGEL, J.

AND NOW, this 16th day of February, 2010, upon consideration of the Respondents' motion to dismiss (Document # 2) and after careful and independent review of the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey, to which no objections were filed, IT IS HEREBY **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. Plaintiff's motion to dismiss is **GRANTED** and the plaintiff's petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 is **DISMISSED AS MOOT**;
3. There is no probable cause to issue a certificate of appealability;
4. The Clerk of the Court shall mark this case closed for all purposes.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J.